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8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.
14

15 SERAFIN RODRIGUEZ MENDOZA, et al.,

16 Defendants.
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19
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No. 1:05cr00127 OWW

STIPULATION AND ORDER TO
CONTINUE CHANGE OF PLEA
HEARING

21 IT IS HEREBY STIPULATED by and between the parties hereto through their respective
22 counsel, VIRNA L. SANTOS and SHEILA OBERTO, Assistant United States Attorneys for the
23 government, and ANTHONY P. CAPOZZI, attorney for SERAFIN RODRIGUEZ MENDOZA
24 and ERIC V. KERSTEN, attorney for ROSA LOPEZ MENDOZA, to continue the change of plea
25 hearing for both defendants from July 24, 2006 to a new date of **August 28, 2006 at 9:00 a.m.**

26 This continuance is necessary to permit defendants to obtain a significant portion of the
27 estimated restitution prior to the entry of plea, as required the terms of the plea agreement. If the
28 matter should not be resolved additional time is needed by defendants to complete their

1 investigation anticipation of trial.

2 All parties stipulate that time shall be excluded for the above purposes until the new
3 hearing date of August 28, 2006, pursuant to 18 U.S.C. § 3161(h)(8)(A).

4 IT IS SO STIPULATED,

5 Dated: July 15, 2006

/s/ Virna L. Santos
VIRNA L. SANTOS
Assistant U. S. Attorney

7 Dated: July 12, 2006

/s/ Anthony P. Capozzi
ANTHONY P. CAPOZZI
Attorney for Serafin Rodriguez Mendoza

10 Dated: July 12, 2006

/s/ Eric V. Kersten
ERIC V. KERSTEN
Attorney for Rosa Lopez Mendoza

12 **ORDER**

13 The parties stipulated request to continue the hearing on this matter to **August 28, 2006 at**
14 **9:00 a.m.** is hereby **GRANTED**. Time shall be excluded pursuant to 18 U.S.C. § 3161(h)(8)(A)
15 at both parties request to allow for further investigation by defense counsel.

16 IT IS SO ORDERED.

17 **Dated: July 15, 2006**
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/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE